



**City of Coral Gables
CITY COMMISSION MEETING
August 24, 2010**

ITEM TITLE:

Resolution waiving the provisions of Article VIII, Division 12 (Purchase, Sale or Lease of Public Property) of the City Code, with regard to the conveyance of a fire station property previously conveyed to the City by the University and certain waterways internal to the University campus to the University of Miami in conjunction with a proposed agreement between the City of Coral Gables and University of Miami.

DEPARTMENT HEAD RECOMMENDATION:

Approval.

BRIEF HISTORY:

The proposed “City of Coral Gables and University of Miami Agreement” contemplates the conveyance of the Fire Station Property, which the University previously conveyed to the City for a fire station in 1995, and certain waterways which are located within the boundaries of the University’s campus. The Fire Station Property is subject to a reverter in the event that the City does not use the property for a fire station. The City has not, and does not intend, to construct a fire station on the property. The waterways are completely surrounded by the UM Campus and are no use or value to any entity other than the University.

The disposition of these properties are not the kind of conveyances contemplated by the sale of “City owned property” that would warrant appraisals, solicitation of proposals and other administrative processes that are unnecessary in these instances. It would serve no useful purpose to subject the conveyance of these properties to a public bidding process involving request for proposals from other parties and appraisals given the unique circumstances of these properties.

The Code expressly authorizes the City Commission to waive the provisions of the Code by a 4/5ths vote if application of the Code would not be in the public interest. The proposed resolution authorizes waiver of the requirements of the Procurement Code, but this waiver and conveyance of the properties would come into effect if, and only if, the proposed Agreement is executed by the City and the University, and becomes effective. If the Agreement is not approved, or otherwise does not become effective, the resolution would be of no force and effect.

LEGISLATIVE ACTION:

Date.	Resolution/Ordinance No.	Comments
N/A		

ADVISORY BOARD/COMMITTEE RECOMMENDATION(S):

Date.	Board/Committee	Comments
N/A		

FINANCIAL INFORMATION: (If Applicable)

No.	Amount	Source of Funds
N/A		

APPROVED BY:

Department Director	City Attorney	City Manager

ATTACHMENT(S):

- Draft Resolution**